IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

FRIDAY, THE 13TH OCTOBER 2006 / 21ST ASWINA 1928

MFA.No. 1061 of 1996()

MVOP.1950/1993 of MACT, IRINJALAKUDA

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APPELLANT:

THE GENERAL MANAGER,
KERALA STATE ROAD TRANSPORT CORPORATION,
THIRUVANANTHAPURAM.

BY ADV. SRI.SAJEEVKUMAR K.GOPAL, SC, KSRTC

RESPONDENTS:

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1. SARASWATHY, AGED 46 YEARS, W/O.GOPINATHAN NAIR,
   MEENAKSHI MANDIRAM, ARUKUZHY DESOM,
   PARIYARAM VILLAGE, MUKUNDAPURAM TALUK.

2. JOSE, S/O.KALAVARAPARAMBIL JOHN,
   KADUKUTTY DESOM, KALLUR – VADAKKUMURI
   VILLAGE, MUKUNDAPURAM TALUK.

BY ADV. SRI.P.V.BABY

THIS MISC. FIRST APPEAL HAVING BEEN FINALLY HEARD ON 13/10/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Thottathil B. Radhakrishnan, J.

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M.F.A.No.1061 of 1996

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Dated this the 13th day of October, 2006.

JUDGMENT

This appeal is against an award of the Motor Accidents Claims Tribunal, Perumbavoor granting an amount of Rs.13,000/- as compensation. The fixation of compensation was at 50% contribution by two offending vehicles. The learned counsel for the contesting first respondent claimant submits that the impugned award was satisfied and the appellant KSRTC has disbursed the amount to the first respondent in the year 1996.

2. Heard the learned counsel for the appellant and the learned counsel for the first respondent, on merits.

3. Having regard to the materials on record, I do not find any ground to interfere with the impugned award. The application to condone the delay and the appeal are without any merit. The same are dismissed. No costs.

Thottathil B.Radhakrishnan,
Judge.

sl.

Thottathil B. Radhakrishnan, J.

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M.F.A.No.1061 of1996

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JUDGMENT

Dated:13-10-2006